

Recommended Changes – Periodic Review

Regulations Governing the Practice of Respiratory Care Practitioners

**18VAC85-40-61. Inactive license.**

~~A. A licensed respiratory therapist who holds a current, unrestricted license in Virginia shall, upon a request on the renewal application and submission of the required fee, be issued an inactive license. The holder of an inactive license shall not be entitled to perform any act requiring a license to practice respiratory care in Virginia.~~

~~B. To reactivate an inactive license, a licensee shall:~~

~~1. Submit the required application;~~

~~2. Pay a fee equal to the difference between the current renewal fee for inactive licensure and the renewal fee for active licensure; and~~

~~3. Submit information on continued practice in another jurisdiction or other evidence of competency to return to active practice to include 10 hours of continuing education for each year in which the license has been inactive, not to exceed three years.~~

~~C. The board reserves the right to deny a request for reactivation to any licensee who has been determined to have committed an act in violation of §54.1-2914 of the Code of Virginia or any provisions of this chapter.~~

**18VAC85-40-65. Reactivation or reinstatement.**

A. To reactivate an inactive license or to reinstate a license that has been lapsed for more than two years, a respiratory care practitioner shall submit evidence of competency to return to active practice to include one of the following:

1. Information on continued practice in another jurisdiction during the period in which the license has been inactive or lapsed;

2. Ten hours of continuing education for each year in which the license has been inactive or lapsed, not to exceed three years; or

3. Recertification by passage of an examination from NBRC.

B. To reactivate an inactive license, a respiratory care practitioner shall pay a fee equal to the difference between the current renewal fee for inactive licensure and the renewal fee for active licensure.

~~A C. In order to~~ To reinstate a license which has been lapsed for more than two years, a respiratory care practitioner shall file an application for reinstatement; and pay the fee for reinstatement of his licensure as prescribed in 18VAC85-40-35; ~~and submit to the board evidence of competency to practice to include 10 hours of continuing education for each year in which the license has been lapsed, not to exceed three years.~~ The board may specify additional requirements for reinstatement of a license so lapsed to include education, experience or reexamination.

~~B D.~~ A respiratory care practitioner whose licensure has been revoked by the board and who wishes to be reinstated shall make a new application to the board, fulfill additional requirements as specified in the order from the board and make payment of the fee for reinstatement of his licensure as prescribed in 18VAC85-40-35 pursuant to §54.1-2921 of the Code of Virginia.

E. The board reserves the right to deny a request for reactivation or reinstatement to any licensee who has been determined to have committed an act in violation of §54.1-2915 of the Code of Virginia or any provisions of this chapter.